

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

---

**In Re: Methyl Tertiary Butyl Ether  
("MTBE")  
Products Liability Litigation**

**Master File No. 1:00-1898  
MDL No. 1358 (SAS)  
M21-88**

**This Document Relates to:  
*City of Park City, Kansas v. Alon USA  
Energy, Inc., et al.*, Case No. 04-CV-2059**

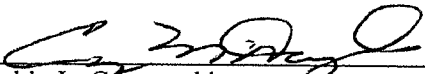
---

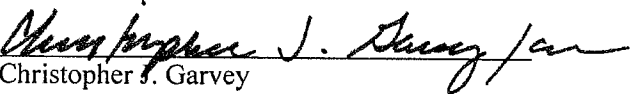
**STIPULATION AND ORDER DISMISSING ALL CLAIMS AGAINST GULF OIL  
LIMITED PARTNERSHIP**

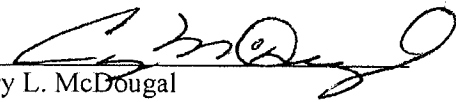
Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, the Plaintiff City of Park City, Kansas and Defendant Gulf Oil Limited Partnership, hereby request that the Court enter this voluntary dismissal with prejudice of all claims against Gulf Oil Limited Partnership as set forth in Plaintiff's Fifth Amended Complaint, filed on October 24, 2006. The Parties agree to the dismissal and further agree that such dismissal is with prejudice, with each party bearing its own costs, expenses and attorneys' fees. Plaintiff reserves all other rights as against all other defendants.

DATED: May \_\_, 2009

DATED: ~~May~~ June 12, 2009

  
Robin L. Greenwald  
Robert J. Gordon *By permission*  
WEITZ & LUXENBERG, P.C.  
180 Maiden Lane, 17<sup>th</sup> Floor  
New York, NY 10038-4925  
Telephone: (212) 558-5505  
Facsimile: (212) 558-5500

  
Christopher J. Garvey  
GOODWIN PROCTER LLP  
The New York Times Building  
620 Eighth Avenue  
New York, NY 10018-1405  
Telephone: (212) 459-7413  
Facsimile: (212) 355-3333  
*Attorneys for Defendant Gulf Oil Limited Partnership*

  
Cary L. McDougal  
Scott Summy  
Carla M. Burke  
BARON & BUDD, P.C.  
3102 Oak Lawn Avenue, Suite 1100  
Dallas, TX 75219-4281  
Telephone: (214) 523-6267  
Facsimile: (214) 520-1181

*Attorneys for Plaintiff City of Park  
City, Kansas*

SO ORDERED:

\_\_\_\_\_  
The Honorable Shira A. Scheindlin  
United States District Judge

Dated: \_\_\_\_\_